



07-03-07

iF 1614

UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: SHINTANI et al. Examiner: Unknown  
Serial No.: 10/547,532 Group Art: 1614  
Filed: August 31, 2005 Docket: 20039.0001USWO  
Title: MEDICINAL USE OF MIP-3A INHIBITOR AND METHOD OF  
SCREENING BRAIN/NERVE CELL PROTECTIVE AGENT

## CERTIFICATE UNDER 37 CFR 1.10

Express Mail mailing label number: EM 088201438

Date of Deposit: July 2, 2007

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By: 

Name: Shanna Gratton

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**52835**

PATENT TRADEMARK OFFICE

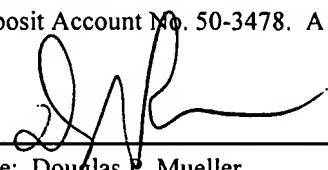
Sir:

The following papers are transmitted herewith:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Information Disclosure Statement, Form 08, 1 reference, copy of Supplemental European Search Report
- ☒ Return Postcard

Please charge any additional fees or credit overpayment to Deposit Account No. 50-3478. A duplicate of this sheet is enclosed.

Hamre, Schumann, Mueller & Larson, P.C.  
P.O. Box 2902 Minneapolis, MN 55402-0902  
612.455-3800

By:   
Name: Douglas P. Mueller  
Reg. No.: 30,300  
Initials: DPM/lis



S/N 10/547,532

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|             |   |                 |                |
|-------------|---|-----------------|----------------|
| Applicant:  | SHINTANI et al.   | Examiner:       | Unknown        |
| Serial No.: | 10/547,532  | Group Art Unit: | 1614           |
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By: 

Name: Shanna Gratton

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop: AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 8 are brought to the attention of the Examiner. Please note that the references listed on Form PTO/SB/08 were cited in the European Patent Office's Supplemental Search Report of May 30, 2007, a copy of which is enclosed. Copies of any foreign patent or non-patent literature documents are enclosed.

**A concise explanation of the relevance of each non-English language document or other information is as follows (37 C.F.R. §1.98(a)(3)):**

N/A

In accordance with the provisions of 37 C.F.R. §1.97, this statement is being filed (CHECK ONE):

- ☒ (1) within three (3) months of the Filing Date, before the mailing date of a First Office Action on the merits, or before the mailing date of a First Office Action on the merits after the filing of a request for continued examination under 37 C.F.R. §1.114; or
- ☐ (2) after the period defined in (1) but before the mailing date of a Final Rejection or Notice of Allowance, and

- ☐ the requisite Statement is below, OR
- ☐ the requisite fee of \$180.00 under Rule 1.17(p) is included herein, or
- ☐ (3) after the mailing date of a Final Rejection or Notice of Allowance but on or before the payment of the Issue Fee, AND the requisite Statement is below AND the requisite fee of \$180.00 under Rule 1.17(p) is included herein.

### STATEMENT

Applicants hereby state that:

- ☐ Each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart application or by the USPTO in a related application not more than three months prior to the filing date of the Information Disclosure Statement

- ☐ If this box is checked, Applicant provides the following:

#### Certification Under 37 C.F.R. §1.704(d)

In accordance with 37 C.F.R. §1.704(d), the undersigned hereby certifies that each item listed on the enclosed Form PTO/SB/08 was first cited in a communication from a foreign patent office in a counterpart application, and that this communication was not received by any individual designated in 37 C.F.R. §1.56(c) more than thirty (30) days prior to the filing of this Information Disclosure Statement.

- ☐ The Examiner is hereby advised of the following co-pending U.S. applications. A copy of each U.S. patent application publication (if published) or application (if not published) is enclosed.

Application No.

Filing Date

Group

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form PTO/SB/08, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.



### FEE AUTHORIZATION

Should any fee associated with the submission of this paper not be attached hereto as a check, the Commissioner is authorized to charge the missing fee to our Deposit Account, No. 50-3478. Any overpayments should be credited to said Deposit Account

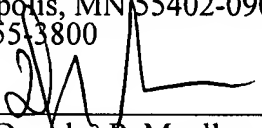


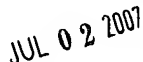
Dated: July 2, 2007

Respectfully submitted,

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By: \_\_\_\_\_

  
Douglas P. Mueller  
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Approved for use through 09/30/2007. OMB 0651-0031

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**Complete if Known**

|                        |                 |
|------------------------|-----------------|
| Application Number     | 10/547532       |
| Filing Date            | 2005-08-31      |
| First Named Inventor   | SHINTANI et al. |
| Art Unit               | 1614            |
| Examiner Name          | Unknown         |
| Attorney Docket Number | 20039.0001USWO  |

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|-------|---|----|---|
| Sheet | 1 | of | 1 |
|-------|---|----|---|

## U. S. PATENT DOCUMENTS

[illegible]

## FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. <sup>1</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear | T <sup>6</sup> |
|--------------------|-----------------------|---|--------------------------------|---|---|----------------|
|                    |                       | Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known) |                                |   |   |                |
|                    | 1                     | WO 00/46248   | 08-10-2000                     | SCHERING CORPORATION                            |   |                |
|                    |                       |   |                                |   |   |                |
|                    |                       |   |                                |   |   |                |
|                    |                       |   |                                |   |   |                |
|                    |                       |   |                                |   |   |                |
|                    |                       |   |                                |   |   |                |

|                       |  |                    |  |
|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

**If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.**